



GAIL FARBER, Director

**COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS**

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
REFER TO FILE

August 02, 2016

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

26 August 2, 2016

LORI GLASGOW
EXECUTIVE OFFICER

**SUBMITTAL OF APPLICATIONS FOR STATE OF CALIFORNIA
PAYMENT PROGRAM FUNDS AND RELATED AUTHORIZATIONS
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

This action is to adopt a Resolution delegating authority to the Director of Public Works or her designee to apply for any and all payment programs offered by the State of California Department of Resources Recycling and Recovery (CalRecycle); execute all documents necessary to support the County's participation in such State payment programs; and accept payments in amounts up to \$500,000 each from CalRecycle for environmental projects and programs that are exempt from the California Environmental Quality Act. The Resolution and delegated authority will be effective for 5 years from the date of adoption.

IT IS RECOMMENDED THAT THE BOARD:

1. Find the action set forth in this Board letter is not a project pursuant to the California Environmental Quality Act.
2. Adopt the Resolution delegating authority to the Director of Public Works or her designee to apply for any and all payment programs offered by the State of California Department of Resources Recycling and Recovery and to execute all required contracts, agreements, amendments, reports, and other documents necessary to implement and secure payment. The Resolution shall be effective for 5 years from the date of adoption.
3. Authorize the Director of Public Works or her designee to accept payments from the State of California Department of Resources Recycling and Recovery in amounts up to \$500,000 each for

environmental projects and programs that are exempt from the California Environmental Quality Act.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to authorize the Director of Public Works or her designee to submit applications for State payment programs administered by the State of California Department of Resources Recycling and Recovery (CalRecycle) to execute all contracts, agreements, amendments, reports, and other documents necessary to implement and secure payment; and accept payments from CalRecycle in amounts up to \$500,000 each for environmental projects and programs that are exempt from the California Environmental Quality Act (CEQA).

Participation in the State's payment programs will assist the County of Los Angeles in its efforts to reduce waste, increase recycling, conserve natural resources, and protect the environment. These may include, but are not limited to, programs that support the County's curbside recycling efforts, litter prevention and cleanup, commercial recycling, multifamily recycling, and beverage container public outreach and education.

These programs will also assist the County to comply with the waste reduction and recycling mandates of State law and achieve the County's net zero waste goal.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) and Community Support and Responsiveness (Goal 2). The proposed action will support these goals by providing funding for the implementation of programs and projects that increase recycling, reduce waste, protect the environment, and improve the quality of life for County residents.

FISCAL IMPACT/FINANCING

There will be no impact to the County's General Fund. The cost for projects and programs implemented with support from State payment program funds will be included in the Department of Public Works' annual budgets with any associated costs to be financed from the Solid Waste Management Fund. Payments awarded to Public Works will offset the cost of projects/programs.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Pursuant to the California Public Resources Code sections 48000 et seq., 14581, and 42023.1(g), CalRecycle has established various payment programs to make payments to qualifying jurisdictions for specified environmental programs, and established procedures governing the administration of such payment programs.

CalRecycle's procedures require, among other things, an applicant's governing body to declare, by resolution, certain authorizations related to the administration of the payment programs. On May 3, 2016, the Board adopted a resolution delegating authority to the Director of Public Works or her designee to apply for grants and execute grant agreements from State agencies to support environmental projects and programs.

However, because of recent changes to CalRecycle procedures for administering grant and payment programs CalRecycle has required that the Board adopt a separate resolution authorizing the

Director or her designee to apply for funding under the State payment programs. Adoption of the enclosed resolution will enable Public Works to satisfy this State requirement.

ENVIRONMENTAL DOCUMENTATION

Delegation of authority to the Director or her designee to submit applications necessary to secure program payments from State agencies is not a project pursuant to CEQA, because it is an activity that is excluded from the definition of a project by Section 15378(b) of the CEQA Guidelines. This proposed action would create a government funding mechanism that does not involve a commitment to a specific project, which may result in a potentially significant physical impact on the environment.

When a project is proposed to be funded utilizing State payment program funds, acceptance of the funds and execution of required documentation would only occur upon a finding by the Director or her designee that the proposed project is exempt or otherwise determined not to be a project under CEQA.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action will result in augmenting the County's existing financial resources and will fund efforts to reduce waste, increase recycling, protect the environment, and enhance the quality of life for residents of Los Angeles County.

CONCLUSION

Please return one adopted copy of this letter and one fully executed copy of the resolution to the Department of Public Works, Environmental Programs Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:DL:ak

Enclosures

c: Chief Executive Office (Rochelle Goff)
County Counsel (Julia Weissman)
Executive Office

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF
LOS ANGELES, CALIFORNIA, AUTHORIZING SUBMITTAL OF APPLICATIONS
FOR PAYMENT PROGRAMS AND RELATED AUTHORIZATIONS
FOR ENVIRONMENTAL PROJECTS AND PROGRAMS**

WHEREAS, pursuant to the California Public Resources Code Sections 48000 et seq., 14581, and 42023.1(g), the State of California Department of Resources Recycling and Recovery (CalRecycle) has established various environmental payment programs to make payments to qualifying jurisdictions; and

WHEREAS, in furtherance of this authority CalRecycle is required to establish procedures governing the administration of the payment programs; and

WHEREAS, CalRecycle's procedures for administering payment programs require, among other things, an applicant's governing body to declare by resolution certain authorizations related to the administration of the payment program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Los Angeles (County);

1. Authorizes the County of Los Angeles Department of Public Works to submit an application to CalRecycle for any and all payment programs offered;
2. Authorizes and empowers the Director of Public Works, or her designee, to execute, in the name of the County as Signature Authority, all documents necessary to implement and secure said payments; and
3. This authorization is effective for five years from the date of adoption.

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The foregoing resolution was adopted on the 2nd day of August, 2016, by the Board of Supervisors of the County of Los Angeles acting as the governing body of the County of Los Angeles.



LORI GLASGOW
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By Carla Little
Deputy

APPROVED AS TO FORM:

MARY C. WICKHAM
County Counsel

By Julia Weisner
Deputy